

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	
	:	
Timothy L. ROBINSON	:	Confirmation No.: 7593
	:	
Serial No.: 10/840,239	:	Group Art Unit: 2624
	:	
Filed: May 7, 2004	:	Examiner: Dennis Rosario

Title: SYSTEM AND METHOD FOR UPGRADING BIOMETRIC DATA

PRELIMINARY AMENDMENT UNDER 37 C.F.R. §1.116

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 23313-1450

Sir:

This Preliminary Amendment and the concurrently filed Request for Continued Examination constitute a complete and timely reply to the Final Office Action dated October 30, 2008 in the above-identified application. The following remarks are respectfully submitted.

Amendments to the Claims begin on page 2.

Remarks begin on page 11.